

RESOLUTION NO. 108-21

The Board of County Commissioners, Clermont County, Ohio, met in regular session on the 23rd day of June, 2021, with the following members present:

Claire B. Corcoran, President
David L. Painter, Vice-President
Bonnie Batchler, Member

Mr(s). Batchler moved for the adoption of the following Resolution:

**A RESOLUTION AUTHORIZING THE FILING OF AN APPLICATION
WITH THE OHIO DEPARTMENT OF TRANSPORTATION FOR THE
FISCAL YEAR 2022 URBAN TRANSIT PROGRAM.**

WHEREAS, the State of Ohio through its Fiscal Year 2022 Programs has made available funds to assist public transportation systems in Ohio; and

WHEREAS, the Clermont Transportation Connection is the transit operator for the Board of County Commissioners of Clermont County, Ohio; and

WHEREAS, the Clermont Transportation Connection is presently providing transit service and observing all federal and state rules regarding these programs;

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Clermont County, Ohio, with at least two-thirds of its members thereto concurring as follows:

SECTION I

That the Director of Clermont Transportation Connection, or designee, is hereby authorized to file an Application with the Ohio Department of Transportation for the Fiscal Year 2022 Urban Transit Program, on behalf of the Board of County Commissioners of Clermont County, Ohio for the sum of \$196,153.00

SECTION II

That the Director of Clermont Transportation Connection, or designee, is authorized to furnish such additional information as the Ohio Department of Transportation may require in connection with this Application.

SECTION III

That the Board of County Commissioners hereby finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and its Committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with all applicable legal requirements including Section 121.22 of the Ohio Revised Code.

Mr(s). Painter seconded the motion and on roll call, the vote resulted as follows:

Mrs. Corcoran Yes

Mr. Painter Yes

Ms. Batchler Yes

This Resolution was duly passed on the 23rd day of June 2021.

ATTEST:

Holly Cruik
Holly Cruik, Clerk
Board of County Commissioners

Approved as to form:

J. M. [Signature]
Assistant Prosecuting Attorney
Clermont County Prosecutor's Office

The Board of County Commissioners of Clermont County, Ohio, met in regular session on the 23rd day of June, 2021, at its regular place of meeting, with the following members present:

Claire B. Corcoran, President
David L. Painter, Vice President
Bonnie J. Batchler, Member

Mrs. Batchler introduced the following resolution and moved its passage:

RESOLUTION NO. 110 -21

RESOLUTION AMENDING RESOLUTION NUMBER 061-21 WHICH DETERMINED TO MAKE IMPROVEMENTS FOR PROJECT NUMBER 6401-60175 KNOWN AS THE BMW FLOC/SED BASINS 1 & 2 AND LAKE INTAKE STRUCTURE EVALUATION, REHABILITATION & PAINTING PROJECT LOCATED IN BATAVIA TOWNSHIP AND HEREBY DETERMINING TO MAKE IMPROVEMENTS AND PROCEED IN ACCORDANCE WITH THE REVISED SPECIFICATIONS AND ESTIMATE OF COST AND FINANCING FOR SAID PROJECT

WHEREAS, this Board of County Commissioners of Clermont County, Ohio, has heretofore established the Clermont County Water Resources Department by consolidation of previously existing districts; and

WHEREAS, this Board of County Commissioners adopted Resolution Number 061-21 on May 5, 2021, which determined that the BMW Floc/Sed Basins 1 & 2 and Lake Intake Structure Evaluation, Rehabilitation & Painting Project was necessary improvements for the preservation and promotion of the public health and welfare, as well as, ratified and declared the necessity for the detailed specifications and estimate of cost and financing for the Project and determined to proceed with said improvements in accordance with the specifications and estimate of cost and financing; and

WHEREAS, bids were received by the Board of County Commissioners on June 3, 2021, for said Project and only one bid was received of which exceeded the engineer's estimate of construction by more than ten percent; therefore, on June 23rd, 2021, the Board rejected the sole bid received, pursuant to and in compliance with Section 153.12 of the Ohio Revised Code; and

WHEREAS, the Clermont County Water Resources Department has reevaluated the scope of the Project and made minor design changes relative thereto and made a detailed examination in order to delineate the work necessary for the improvements as described in Exhibit "A", attached hereto and made a part hereof, and has prepared revised specifications, along with an increased cost estimate relative to the revised Project scope; and

WHEREAS, it is now necessary to ratify the revised specifications and estimate of cost and financing for the improvements described in Exhibit "A", and to proceed in accordance therewith as valid improvements and expenses attributable to the County Waterworks System within the Clermont County Water Resources Department, Clermont County, Ohio.

NOW, THEREFORE, BE IT RESOLVED by the Board of County Commissioners of Clermont County, Ohio, with at least two-thirds of its members concurring as follows:

SECTION 1. By this Resolution which amends Resolution 061-21 and hereby ratifies and declares necessity for the revised specifications and estimate of cost and financing for the Project as described in the attached Exhibit "A", which exhibit is hereby made a part hereof, in said County, is hereby approved, ratified and confirmed.

SECTION 2. That this Board of County Commissioners hereby declares it necessary for the preservation and promotion of the public health and welfare and to provide an adequate water supply for consumption and fire protection to construct said Project as revised in accordance with Exhibit "A", which exhibit is hereby made a part hereof.

SECTION 3. That it is hereby determining to proceed with the Project, in accordance with the revised specifications and estimate of cost and financing, as herein ratified and confirmed, and to provide for the receipt of bids for the project pursuant to public advertisement therefore in the manner prescribed by law.

SECTION 4. That the work or improvements as described herein shall proceed in accordance with the priority of need and as may be accomplished in conjunction with continued operation of the Clermont County Waterworks System.

SECTION 5. Said construction of certain improvements set forth in Exhibit "A" are more particularly described and set out in the revised specifications and estimate of cost and financing, which are on file in the office of the Clermont County Water Resources Department, 4400 Haskell Lane, Batavia, Ohio 45103, where they may be examined.

SECTION 6. That the entire cost of the Project, including engineering fees, legal fees, and all necessary and incidental expenses in connection therewith shall be paid from one or more of any combination of the Waterworks Capital Improvement Fund, any portion of any federal or state grant or loan should such become available, and/or by the issuance of notes or bonds pursuant to Section 133.08 of the Ohio Revised Code, and payable from revenues derived from water rates and charges levied for the operation of the Clermont County Waterworks System.

SECTION 7. That this Board of County Commissioners hereby finds and determines that all formal actions relative to the passage of this resolution were taken in an open meeting of this Board, and that all deliberations of this Board and of its committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with applicable legal requirements, including Section 121.22 of the Ohio Revised Code.

SECTION 8. That a copy of this resolution be certified to (a) the County Auditor of Clermont County, Ohio within fifteen (15) days after passage hereof, as provided in Section 319.61 of the Ohio Revised Code, and (b) the County Sanitary Engineer for information.

Mr. Painter seconded the motion and the vote thereon resulted as follows:

Mrs. Corcoran, Yes ; Mr. Painter, Yes ; Mrs. Batchler, Yes .

PASSED: June 23, 2021

ATTEST:

Holly Cruey
Clerk of the Board

Board of County Commissioners,
Clermont County, Ohio

APPROVED AS TO FORM ONLY:
MARK J. TEKULVE, PROSECUTOR
CLERMONT COUNTY, OHIO

By: Joe Mooney
Joseph Mooney, Assistant Prosecuting Attorney

Dated: 6-9-21

CERTIFICATE

The undersigned, Clerk of the Board of County Commissioners of Clermont County, Ohio, hereby certifies that the foregoing is a true and correct copy of Resolution No. 110 -21 passed by the Board of County Commissioners of Clermont County, Ohio on June 23, 2021 and that a copy thereof was certified to the County Auditor and the Clermont County Water Resources Department.

Holly Cruey
Clerk of the Board

Board of County Commissioners,
Clermont County, Ohio

EXHIBIT "A"

Resolution No. 110-21

Adopted June 23, 2021

**BMW FLOC/SED BASINS 1 & 2 AND LAKE INTAKE STRUCTURE
EVALUATION, REHABILITATION & PAINTING PROJECT
PROJECT NO. 6401-60175**

This project consists of the evaluation, rehabilitation and painting of the sludge collector equipment for the floc/sed basins 1 & 2 at the Bob McEwen Water (BMW) Treatment Plant located at 3960 Greenbriar Road, Batavia, Ohio 45103, and the access drive support structure at the BMW Lake Intake structure located one mile south of the BMW Water Treatment Plant on William H. Harsha Lake in Batavia Township.

Estimated Annual Operation & Maintenance Cost.....\$ 0.00

Estimated Impact of Project on Operation & Maintenance Cost.....\$ 0.00

Estimated Total Project Cost.....\$ 1,007,400.00

Source of Funds: One or more of any combination of the Waterworks Capital Improvement Fund, any portion of any federal or state grant or loan should such become available, and/or by the issuance of notes or bonds pursuant to Section 133.08 of the Ohio Revised Code, and payable from revenues derived from water rates and charges levied for the operation of the Clermont County Waterworks System.

RESOLUTION NO. 111-21

The Board of County Commissioners, Clermont County, Ohio, met in regular session on the ____
23rd day of June, 2021, with the following members present:

Claire B. Corcoran, President

David L. Painter, Vice-President

Bonnie J. Batchler, Member

Mr(s). Batchler moved for the adoption of the following Resolution:

ENDING THE DECLARED STATE OF EMERGENCY IN CLERMONT COUNTY, OHIO

WHEREAS, on January 31, 2020, Health and Human Services Secretary Alex M. Azar II declared a public health emergency for the United States to aid the nation's healthcare community in responding to COVID-19, leading to activation by the Ohio Emergency Management Agency of the Emergency Operations Center and the Governor's issuance of Executive Order 2020-01D declaring a State of Emergency due to the COVID-19 pandemic on March 9, 2020;

WHEREAS, the State of Ohio announced its first case of community acquired COVID-19 on March 11, 2020;

WHEREAS, on March 18, 2020 the Board of Commissioners of Clermont County, Ohio adopted Resolution 039-20 declaring a State of Emergency in Clermont County, Ohio due to COVID-19; and

WHEREAS, public offices and employees of Clermont County exercised the utmost diligence in the discharge of duties required of them for the duration of the emergency and in execution of emergency laws, regulations, and directives—federal, state and local; and

WHEREAS, on June 2, 2021, the Director of the Ohio Department of Health rescinded various remaining public health orders related to the COVID-19 pandemic, including orders requiring the use of facial coverings in various settings; and

WHEREAS, on June 18, 2021, Ohio Governor DeWine issued Executive Order #2021-08D rescinding prior Executive Order 2020-01D and ending the declared State of Emergency in the State of Ohio for the COVID-19 pandemic.

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Clermont County, Ohio with at least two-thirds of its members thereto concurring as follows:

SECTION I

That Resolution 039-20 adopted by the Board of Commissioners of Clermont County on March 18, 2020 declaring a State of Emergency in Clermont County, Ohio due to COVID-19 is no longer in effect as of 12:01 a.m. on June 18, 2021.

SECTION II

That the Clermont County Emergency Operations Center is hereby deactivated.

SECTION III

That the Board of County Commissioners hereby finds and determines that all formal actions relative to the passage of this Resolution were taken in an open meeting of this Board, and that all deliberations of this Board and its Committees, if any, which resulted in formal action, were taken in meetings open to the public, in full compliance with all applicable legal requirements including Section 121.22 of the Ohio Revised Code.

Mr. ~~S.~~ Painter seconded the motion and on roll call, the vote resulted as follows:

Mrs. Corcoran Yes


Mr. Painter Yes

Mrs. Batchler Yes

This Resolution was duly passed on the 23rd day of June, 2021.

County Administrator, Thomas J. Eigel

ATTEST:


Holly Crucey, Clerk of the
Board of County Commissioners

This Resolution was approved as to
form by the Office of the Prosecuting
Attorney of Clermont County, Ohio

By: 

Assistant Prosecuting Attorney

Date: 6/22/21